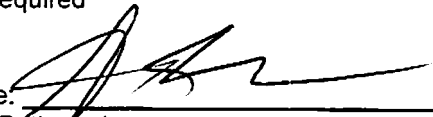
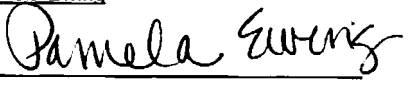


Response To Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)			Docket No. P18687-US1
In Re Application Of: Stefan Karlsson			Confirmation No. 1068
US Application No. 10/596749	I.A. Filing Date 12/23/2003	Examiner Not Yet Assigned	Group Art Unit Not Yet Assigned
Invention: A METHOD AND SYSTEM FOR RATING NOTIFICATION			
Mail Stop PCT Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 Facsimile No. 571-273-8300			
<p>This is a response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed on <u>August 16, 2007</u>.</p> <p>Enclosed herewith for filing are the following:</p> <p><input checked="" type="checkbox"/> A copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US). (2 page(s))</p> <p><input checked="" type="checkbox"/> A properly signed oath or declaration in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date. (3 page(s))</p> <p><input type="checkbox"/> A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.</p> <p><input checked="" type="checkbox"/> Other: <u>Original Response to Notice of Missing Requirements Dated May 30, 2007; USPTO Notification in Response to Notice of Missing Requirements Dated August 16, 2007</u></p>			
<p><input type="checkbox"/> This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.</p> <p> <input type="checkbox"/> One month (\$120) <input type="checkbox"/> Two months (\$450) <input type="checkbox"/> Three months (\$1020) <input type="checkbox"/> Four months (\$1590) <input type="checkbox"/> Five months (\$2160) </p> <p>from: _____ until: _____</p>			
<p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge <u>\$130.00</u>, the surcharge for late payment of filing fee and/or late filing of original declaration or oath or any other fees which may be required, or credit any overpayment, to <u>Deposit Account No. 50-1379</u>. If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required</p>			
<p>Signature: </p> <p>Thomas Bethea, Jr. Intellectual Property Counsel Ericsson Inc. 6300 Legacy Drive, MS/EVR1C11 Plano, Texas 75024</p> <p>Date: <u>September 17, 2007</u></p>		<div style="border: 1px solid black; padding: 5px;"> <p style="text-align: center;">CERTIFICATE OF MAILING OR TRANSMISSION</p> <p><small>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First class or Express mail in an envelope addressed to Commissioner for Patents, being facsimile transmitted to the USPTO, or transmitted via EFS-Web on the date indicated below.</small></p> <p>Date: <u>September 17, 2007</u> Name: <u>Pamela Ewing</u> Signature: </p> </div>	



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

16 AUG 2007

ERICSSON INC.
6300 LEGACY DRIVE
M/S EVR 1-C-11
PLANO TX 75024

RECEIVED
P18687-US
AUG 22 2007
RSB/AS
EUS LEGAL DEPT.

In re Application of :
KARLSSON :
Application No.: 10/596.749 : NOTIFICATION
PCT No.: PCT/SE2003/002084 :
Int. Filing Date: 23 December 2003 :
Priority Date: None :
Attorney's Docket No.: P18687-US1 :
For: A METHOD AND SYSTEM FOR :
RATING NOTIFICATION :

This notification is in response to applicant's submission filed 30 May 2007 in the United States Patent and Trademark Office (USPTO).

BACKGROUND

On 23 December 2003, applicant filed international application PCT/SE2003/002084, which designated the U.S. and did not claim a priority date. A copy of the international application was communicated to the USPTO from the International Bureau on 07 July 2005. The thirty-month period for paying the basic national fee in the United States expired at midnight on 23 June 2006.

On 22 June 2006, applicant filed a submission for entry into the national stage in the United States which was accompanied by, *inter alia*, the U.S. Basic National Fee and a copy of a declaration filed in the international application under PCT Rule 4.17(iv).

On 02 April 2007, the USPTO mailed a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (Form PCT/DO/EO/905) indicating, *inter alia*, that a declaration of the inventors in compliance with 37 CFR 1.497(a)-(b) and the surcharge under 37 CFR 1.492(h) were required.

On 30 May 2007, applicant filed the instant submission which was accompanied by, *inter alia*, a copy of the declaration under PCT Rule 4.17(iv).

DISCUSSION

The copy of the declaration under PCT Rule 4.17(iv) filed 22 June 2006 was not in compliance with 37 CFR 1.497(a)-(b) because it did not identify the application to which it was

directed. Attention is directed to the instructions in the Request (Form PCT/RO/101) for Box No. VIII(iv) which state that where "**the declaration** was not included in the request, but is **furnished later**, the PCT application number **MUST** be indicated within the text of Box No. VIII(iv)" (emphasis in original). It appears that the copy of the PCT Rule 4.17 declaration filed 22 June 2006 was not included in the request but was furnished later. (The date of execution is after the international filing date.)

Additionally, the declaration contains non-initialed alterations. 37 CFR 1.52(c). "The Office will not consider whether noninitialed and or nondated alterations were made before or after signing of the oath or declaration but will require a new oath or declaration." MPEP § 605.04(a), Item I.

CONCLUSION

Applicants are required to file a declaration of inventors in compliance with 37 CFR 1.497(a)-(b) and 37 CFR 1.52(c) and the surcharge under 37 CFR 1.492(h) within a time limit of ONE MONTH from the date of this notification or within the time remaining in the response set forth in the NOTIFICATION mailed 02 April 2007, whichever is longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the NOTIFICATION mailed 02 April 2007 may be extended under 37 CFR 1.136(a).

Failure to timely file a proper reply will result in abandonment of the application.

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



Daniel Stemmer

Legal Examiner

PCT Legal Affairs

Office of Patent Cooperation Treaty

Legal Administration

Telephone: (571) 272-3301

Facsimile: (571) 273-0459

Response To Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)			Docket No. P18687-US1
In Re Application Of: Stefan Karlsson			Confirmation No. 1068
US Application No. 10/596,749	I.A. Filing Date 12/23/2003	Examiner Not Yet Assigned	Group Art Unit Not Yet Assigned
Invention: A METHOD AND SYSTEM FOR RATING NOTIFICATION			

**Mail Stop PCT
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
Facsimile No. 571-273-8300**

This is a response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed on April 2, 2007.

The Applicant has already filed an oath or declaration on June 22, 2006 along with the original application. The Notice of Missing Requirements issued on April 2, 2007, states that the oath or declaration did not comply with 37 CFR 1.497 (a) and (b) in that it did not identify the application to which it was directed.

37 CFR 1.497(a) states that

(a) When an applicant of an international application desires to enter the national stage under 35 USC 371 pursuant to section 1.495, and a declaration in compliance with this section has not been previously submitted in the international application under PCT Rule 4.17(iv) within the time limits provided for in PCT Rule 26~~ter~~.1, he or she must file an oath or declaration that:

... (2) Identifies the specification to which it is directed; ...

Applicant notes that the declaration filed with the original application was the declaration previously submitted in the international application under PCT Rule 4.17(iv) within the time limits provided for in PCT Rule 26~~ter~~.1, which is noted on the published International Application. Therefore, the Applicant was not required to identify, in the oath or declaration, the specification to which it was directed.

Enclosed herewith for filing are the following:

- ☒ A copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US). (2 page(s))
- ☒ A copy of the previously filed properly signed oath or declaration in compliance with 37 CFR 1.497(a) and (b). (2 page(s))
- ☐ Other: _____

☐ The Commissioner is hereby authorized to charge \$130.00, the surcharge for late payment of filing fee and/or late filing of original declaration or oath or any other fees which may be required, or credit any overpayment, to Deposit Account No. 50-1379. If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required

Signature:

/Roger S. Burleigh, Reg#40542/

Roger S. Burleigh

Intellectual Property Counsel

Ericsson Inc.

6300 Legacy Drive, MS/EVR1C11

Plano, Texas 75024

Date: May 30, 2007

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First class or Express mail in an envelope addressed to Commissioner for Patents, being facsimile transmitted to the USPTO, or transmitted via EFS-Web on the date indicated below.

Date: May 30, 2007

Name: Pamela C. Shultz

Signature: 



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/596.749	Stefan Karlsson	P18687-US1

INTERNATIONAL APPLICATION NO.

PCT/SE03/02084

I.A. FILING DATE	PRIORITY DATE
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12/23/2003

27045
 ERICSSON INC.
 6300 LEGACY DRIVE
 M/S EVR 1-C-11
 PLANO, TX 75024

RECEIVED

APR 9 - 2007

EUS LEGAL DEPT.

CONFIRMATION NO. 1068

371 FORMALITIES LETTER



OC000000023176402

Date Mailed: 04/02/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/22/2006
- Copy of the International Search Report filed on 06/22/2006
- Copy of IPE Report filed on 06/22/2006
- Preliminary Amendments filed on 06/22/2006
- Information Disclosure Statements filed on 06/22/2006
- Request for Immediate Examination filed on 06/22/2006
- U.S. Basic National Fees filed on 06/22/2006
- Priority Documents filed on 06/22/2006
- Specification filed on 06/22/2006
- Claims filed on 06/22/2006
- Abstracts filed on 06/22/2006
- Drawings filed on 06/22/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.


BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/596,749	PCT/SE03/02084	P18687-US1

<p>Declaration: Inventorship (only for the purposes of the designation of the United States of America) Declaration of Inventorship (Rules 4.17(iv) and 51bis.(a)(iv)) for the purposes of the designation of the United States of America:</p>	<p>I hereby declare that I believe I am the original, first and sole (if only one inventor is listed below) or joint (if more than one inventor is listed below) inventor of the subject matter which is claimed and for which a patent is sought.</p> <p>This declaration is directed to the international application of which it forms a part (if filing declaration with application).</p> <p>I hereby declare that my residence, mailing address, and citizenship are as stated next to my name.</p> <p>I hereby state that I have reviewed and understand the contents of the above-identified international application, including the claims of said application. I have identified in the request of said application, in compliance with PCT Rule 4.10, any claim to foreign priority, and I have identified below, under the heading "Prior Applications", by application number, country or Member of the World Trade Organization, day, month and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which foreign priority is claimed.</p>
<p>Prior applications:</p>	<p>-</p>

	<p>I hereby acknowledge the duty to disclose information that is known by me to be material to patentability as defined by 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the PCT international filing date of the continuation-in-part application.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.</p>
<p>Name: Residence: (city and either US State, if applicable, or country) Mailing address: Citizenship: Inventor's Signature: (if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent) Date: (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)</p>	<p>KARLSSON, Stefan Karlskrona, Sweden</p> <p>BASTÖNSGATAN 4 Arklinästaregatan 45C 4v. över g. SE-371 36₂ Karlskrona, Sweden SE</p> <p></p> <p>2004-01-05</p>